

Sec. 2. An investigator appointed under this Act shall receive an annual salary, not to exceed \$8,000, to be set by the commissioners court and paid in equal monthly installments. He shall receive a reasonable allowance for expenses to be set by the commissioners court.

Sec. 3. The investigator shall have all the authority of a peace officer of this state.

Sec. 4. The investigator shall post a bond in an amount, not to exceed \$10,000, to be set by the commissioners court and conditioned on his faithful performance of his duties under the direction of the county attorney. The bond shall be payable to the county judge.

Sec. 5. The office of such special investigator shall terminate two years from the effective date of this Act.

Sec. 6. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and this Rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on May 19, 1971: Yeas 143, Nays 0 and 2 present not voting; passed by the Senate on May 29, 1971: Yeas 31, Nays 0.
Approved June 9, 1971.
Effective June 9, 1971.

WATER CODE—RIGHTS COMMISSION—VIOLATIONS OF RULES, ETC.—PENALTIES

CHAPTER 856

H. B. No. 703

An Act prescribing civil penalties of not to exceed \$100 per day for any wilful violation of any rule, regulation, or order promulgated by the Texas Water Rights Commission which is not in conflict with this Chapter and any term or condition contained in declarations of appropriation and permits heretofore or hereafter granted by the Commission which is not in conflict with this Chapter; amending Chapter 6, Water Code, to add a new Section 6.076; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. Chapter 6, Water Code, is amended to add a new Section 6.076, to read as follows:

"Section 6.076. Violations of Rules. Regulations. Orders. Certified Filings, and Permits

"(a) Any person, association of persons, corporation, water improvement district, or irrigation district, or any agent, officer, employee, or representative of any of these named entities who shall wilfully violate any of the rules, regulations, or orders promulgated by the commission or any of the terms and conditions contained in declarations of appropriations (certified filings) and permits to appropriate water is liable to

a civil penalty of not more than \$100 a day for each day that the violation continues to take place.

"(b) An action to collect the penalty provided in this section must be brought within two years from the date of the alleged violation."

Sec. 2. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each house be suspended, and this Rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

Passed by the House on May 13, 1971: Yeas 141, Nays 0; passed by the Senate on May 26, 1971: Yeas 31, Nays 0.

Approved June 9, 1971.

Effective June 9, 1971.

SCHOOL FOR THE MENTALLY RETARDED

CHAPTER 857⁷⁹

H. B. No. 724

An Act relating to the establishment of a state school for the mentally retarded; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. (a) There shall be constructed, established, and maintained an additional school for the diagnosis, special training, education, supervision, treatment, care, or control of mentally retarded persons of this state. The school shall be located by the Board of Mental Health and Mental Retardation after a survey has been made showing where the school is most needed. After the site for the school has been determined, the name of the city near which it is located shall be added before the words "State School" and shall constitute the name of the facility.

(b) The Texas Board of Mental Health and Mental Retardation shall select and acquire by gift or purchase, within the limits of legislative appropriations, a site for the school, and the board, in selecting the site, shall make the selection with a view to its accessibility and convenience to the greatest number of inhabitants. Each site shall have sufficient land and shall have utilities readily available. The board shall take title to the land selected for the school in the name of the State of Texas for the use and benefit of the school; provided, however, that the Attorney General's Department shall first approve the title to the land selected by the board.

Sec. 2. (a) There shall be constructed on the grounds selected permanent, suitable, substantial, and fireproof buildings sufficient in all respects to care for mentally retarded persons. The buildings are to be provided with modern improvements for furnishing water, heat, ventilation and sewage, within the limits of legislative appropriations.

(b) The Texas Board of Mental Health and Mental Retardation shall proceed to prepare plans and specifications for the buildings; and

79. Vernon's Ann.Civ.St. art. 3871g, §§ 1-3.